

No. 9/5/84-6Lab/11161.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Lee Mount Garments, 12/6, Mathura Road, Faridabad :—

IN THE COURT OF SHRI R. N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD

Reference No. 626 of 1985

between

SHRI MAHENDER KUMAR, WORKMAN AND THE RESPONDENT-MANAGEMENT OF
M/S LEE MOUNT GARMENTS, 12/6, MATHURA ROAD, FARIDABAD

Present:—

None for the workman.

Shri P. N. Diwadi for the management.

AWARD

This industrial dispute between the workman Shri Mahender Kumar and the respondent-management of M/s Lee Mount Garments, 12/6, Mathura Road, Faridabad has been referred to this Court by the Hon'ble Governor of Haryana, vide his order No. ID/FD/239-85/40746-51, dated 1st October, 1985, under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication. The terms of the reference are :—

Whether the termination of the services of Shri Mahender Kumar was justified and in order ?
If not, to what relief is he entitled ?

The representative of the management has filed a copy of settlement that the workman has settled his dispute. The workman has not appeared inspite of personal service. It shows that he has settled his dispute. Hence the award is given that the dispute has been fully settled.

R. N. SINGAL,

Presiding Officer,

Labour Court, Faridabad.

Dated the 5th December, 1985.

Endorsement No. 3674, dated the 13th December, 1985.

Forwarded (four copies), to the Commissioner and Secretary to Government, Haryana, Labour and Employment Department, Chandigarh as required under Section 15 of the I. D. Act.

R. N. SINGAL,

Presiding Officer,

Labour Court, Faridabad.

No. 9/5/84-6Lab/11181.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Venus Paper Mills Ltd., 50, Industrial Area, Faridabad :—

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, LABOUR COURT, HARYANA,
FARIDABAD

Reference No. 119/1983

between

SHRI HARI CHAND AND THE MANAGEMENT OF M/S VENUS PAPER MILLS LTD.,
50, INDUSTRIAL AREA, FARIDABAD

Present:—

Shri G. R. Arya for the workman.

Shri B. K. Akhori for the management.

AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the following dispute between Shri Hari Chand, workman and the management of M/s. Venus Paper Mills Ltd., 50, Industrial Area, Faridabad, to this Tribunal for adjudication:—

Whether the termination of services of Shri Hari Chand was justified and in order? If not, to what relief is he entitled?

2. Notices were issued to both the parties. Mr. R. K. Akhori representative of the Management stated that the dispute between the parties had already been settled,—*vide* settlement Ex. M-1 and that the claimant had already received Rs. 2,500 in full and final settlement of his claim,—*vide* receipt Ex. M-2, which were correct, and that he had relinquished his right of reinstatement etc. and that no dispute was now left between the parties. Shri G. R. Arya representative of the workman stated that he had heard the above statement made by the representative of the Management, which was correct and that the dispute was already been settled as per settlement Ex. M-1 and the receipt Ex. M-2 and that no dispute was now left between the parties. In view of the testimony of Shri P. K. Akhori, representative of the Management and Shri G. R. Arya representative of the workman, and recitals made in the documents, Ex. M-1 and M-2, the dispute between the parties stands settled, as mentioned above. The award is passed accordingly.

Dated the 16th December, 1985.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endst. No. 967, dated 16th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9/5.84-6Lab/11182.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workmen and the management of M/s. (1) K. G. Khosla Compressors Ltd. (2) Khosla Foundry Limited, (3) M/s. Deepak Pneumatics Private Limited, Mathura Road, Faridabad:—

BEFORE SHRI R. N. BATRA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL, HARYANA,
FARIDABAD

Reference No. 23 1985

between

THE MANAGEMENT OF M.S. (1) K. G. KHOSLA, COMPRESSORS LIMITED,
(2) KHOSLA FOUNDRY LIMITED, (3) DEEPAK PNEUMATICS
PRIVATE LIMITED, MATHURA ROAD, FARIDABAD
AND ITS WORKMEN

Present:

Shri Laljit Singh Yadav, President of the Union, Shri Gurmeet Rao, General Secretary and Shri Bhim Singh Vice President for the workmen.

Shri J. S. Saroha, representative and Shri Niran Bhatia, Factory Manager, of respondent for the management.

AWARD

In exercise of the powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana referred the disputes mentioned in the reference between the management of M/s (1) K. G. Khosla Compressors Limited (2) Khosla Foundry Limited and (3) Deepak Pneumatics Private Limited, Mathura Road, Faridabad and its workmen, to this Tribunal for adjudication:—

2. Notices were issued to the parties. Shri Narain Bhatia, Factory Manager, and Shri I. S. Saroha, representative of the Management stated that the dispute between the parties had already been settled—*vide* settlement Exhibit M.1. which bore the signatures of the representatives of both the parties, and was correct and was arrived at in the presence of Mr. Shri Singh Verma, Deputy Labour Commissioner and Conciliation Officer, Faridabad, according to which all the disputes between the parties had been settled. Their general demands had been met. They further stated that out of 21 workers, whose services were terminated, 18 workers had been taken back on duty while 3 workers, namely, Shri Ram Adhihi, Shri Ram Niwas and Shri Sham Bihari, had received their dues in full and final settlement of their claim and had relinquished their rights of reinstatement etc. They further stated that individual settlements were Exhibit M.2 to M. 4 while receipt Exhibit M. 5 to M. 7 which were correct, and that no dispute was now left between the parties. Shri Lalji Singh Yadav, President of the Union, Shri Gurmeet Rai, General Secretary and Shri Shivam Bihari, Vice President of the Union stated that they had heard the above statement made by the representatives of the Management, which was correct, and that all the disputes between the parties had already been settled as recited in the documents Exhibit M. 1 to M. 7. They further stated that main settlement Exhibit M.1 bore their signatures and that no dispute was now left between the parties and that they were fully authorised to make statements on behalf of all the members of the Union. In view of the testimony of Shri Narain Bhatia, Factory Manager, and Shri I. S. Saroha, representative of the Management and Shri Lalji Yadav, President of the Union, Shri Gurmeet Rai, General Secretary and Shri Bhim Singh, Vice President of the Union, and recitals made in the documents, Exhibit M. 1 to M. 7, all the disputes between the parties stand settled, as mentioned above. The award is passed accordingly.

R. N. BATRA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad

Dated the 13th December, 1985.

Endst. No. 968 dated the 16th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under Section 15 of the Industrial Disputes Act, 1947.

R. N. BATRA,

Presiding Officer,
Industrial Tribunal, Haryana, Faridabad.

No. 9584-61 ab 11375.—In pursuance of the provisions of Section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workmen and the management of M/s. Surindera Brothers, D.I.E. Area, Faridabad:—

IN THE COURT OF SRI R. N. SINGAL, PRESIDING OFFICER,
LABOUR COURT, FARIDABAD

Reference No. 355 of 1985

between

SRI JAGDISH PARSHAD, WORKMAN AND THE RESIDENT MANAGEMENT
OF M/S. SURINDER BROTHERS, D.I.E. AREA, FARIDABAD

Present:—

Workman with Shri G. R. Arya,

Shri Laxmi Narain with Shri M. K. Phandari.

AWARD

This industrial dispute between the workman Shri Jagdish Parshad and the resident management of M/s. Surindera Brothers, D. I. E. Area, Faridabad has been referred to this Court by the Hon'ble Governor of Haryana, *vide* his order No. ID FD 119-85 28917-22, dated 11th July, 1985 under Section 10(i)(c) of the Industrial Disputes Act, 1947 for Adjudication. The terms of the reference are:

Whether the termination of services of Shri Jagdish Parshad was justified and in order? If not, to what relief is he entitled?

According to the management, the workman was appointed in the year 1983 and his services were terminated on 8th September, 1984. The management has contested this reference of the workman. It is contended that he was appointed on 25th July, 1984 and he left the services of his own. He expressed his intention to leave the service. Hence his name was struck off the rolls.

The workman has not filed any rejoinder. The reference was contested on the following issues :—

- (1) Whether the workman is gainfully employed ?
- (2) Whether the workman has left his services of his own accord and received his full and final accounts ?
- (3) As per reference?

My findings on the issues are as under.—

Issues No. 1 to 3 :

All the issues are decided together. I have recorded the statement of Shri Laxmi Narain for the management. I have also recorded the statement of the workman. The workman has admitted that he was appointed on 24th July, 1983.

He has denied that his services were terminated on 7th September, 1984. He has also admitted that he has received his wages for seven days for the month of September, 1984. Though he has alleged that these wages were delivered to him in the month of October, 1984. He has further stated that he met with an accident and he returned on duty on 30th October, 1984, after receiving his fitness certificate. From these facts it is clear that the workman had not completed 240 days at the time of alleged termination on 7th September, 1984. He is therefore, not entitled to the benefit of Section 25-F of the Industrial Disputes Act, 1947 as his services could be terminated at any time. I, therefore, find that the reference is bad. His termination if any was legal and justified. He is not entitled to any relief.

Dated 10th December, 1985.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.

Endst. No. 3697, dated 17th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required under Section 15 of the I. D. Act, 1947.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.

No. 9/5/84-6Lab./11376.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s. Manjeet Engineering Company 2D, W. H. No. 39, N. I. T., Faridabad :—

IN THE COURT OF SHRI R. N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD

Reference No. 478 of 1985

between

SHRI UMESH SINGH, WORKMAN AND THE RESPONDENT-MANAGEMENT OF
M/S. MANJEET ENGINEERING COMPANY, 2D, W. H. NO. 39, N. I. T.,
FARIDABAD

Present :—

Shri Ganga Ram, for the workman.

Shri K. S. Ratra, respondent in person.

AWARD

This industrial dispute between the workman Shri Umesh Singh and the respondent-management of M/s. Manjit Engineering Company, 2D W H No. 39, NIT, Faridabad has been referred to this Court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/FD/34567—72, dated 23rd August, 1985, under Section 10 (i) (c) of the Industrial Disputes Act, 1947 for adjudication. The terms of the reference are :—

Whether the termination of services of Shri Umesh Singh was justified and in order ? If not, to what relief is he entitled ?

The representative of the workman has stated that the workman has received his full and final dues from the management. He has also left his right of reinstatement/re-employment.

In views of the statement of the rep. of the workman, the award is given that the dispute has been settled.

Dated, the 3rd December, 1985.

R. N. SINGAL,

Presiding Officer,
Labour Court, Faridabad.

Endst. No. 3698, dated 17th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Department, Chandigarh as required under Section 15 of the I. D. Act.

R. N. SINGAL,

Presiding Officer,
Labour Court, Faridabad.

No. 9/5/84-6 Lab/11377.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s. Haryana Agro Industries Corporation, S.C.O., No. 825-26, Sector 21-A, Chandigarh.

IN THE COURT OF SHRI R.N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD.

Reference No. 392 of 1985

between

SHRI MOHAN SINGH, WORKMAN AND THE RESPONDENT-MANAGEMENT OF M/S.
HARYANA, AGRO INDUSTRIES CORPORATION, S.C.O. NO. 825-26, SECTOR, 22-A,
CHANDIGARH

(ii) HARYANA AGRO INDUSTRIES CORPORATION LTD., GURGAON.

Present:—

Workman with Shri Shardha Nand.

Shri R. N. Goel, Assistant Engineer, for the respondent-management.

AWARD

This industrial dispute between the workman Shri Mohan Singh and the respondent-management of M/s. Haryana Agro Industries Corporation, S.C.O. No. 825-26, Sector 22-A, Chandigarh, (ii) Haryana Agro Industries Corporation Ltd., Gurgaon has been referred to this court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/GGN/26-85/28473—79, dated 9 July, 1985 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication. The terms of the reference are :—

Whether the termination of services of Shri Mohan Singh was justified and in order ? If not, to what relief is he entitled ?

The parties have settled their dispute. Their statements have been recorded. According to the settlement, the workman will be reinstated with effect from 10th December, 1985 without back wages but with continuity of service. Hence the award is given accordingly.

Dated the 9th December, 1985.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.

Endorsement No. 3702, dated the 17th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Department, Chandigarh, as required under section 15 of the Industrial Disputes Act.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.

No. 9/5/84-6Lab./113/8.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Grover Industries Auto Mobile Tractor Machinery, Faridabad :—

IN THE COURT OF SHRI R. N. SINGAL, PRESIDING OFFICER, LABOUR COURT,
FARIDABAD

Reference No. 633 of 1985

between

SHRI KISHORE CHAND, WORKMAN AND THE RESPONDENT-MANAGEMENT OF
M/S GROVER INDUSTRIES AUTO MOBILE TRACTOR MACHINERY, FARIDABAD

Present :—

Shri G. R. Arya for the workman.

Shri R. C. Sharma for the respondent-management.

AWARD

This industrial dispute between the workman Shri Kishore Chand and the respondent-management of M/s. Grover Industries Auto Mobile Tractor Machinery, Faridabad has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. ID/ID/2/169-85/40795—800, dated 1st October, 1985 under section 10(i)(c) of the Industrial Disputes Act, 1947 for adjudication. The terms of the reference are :—

Whether the termination of services of Shri Kishore Chand, workman, was justified and in order? If not, to what relief is he entitled?

According to the statement of the parties, the workman has received Rs. 1,437.20 P. with voucher Ex. M-2 to Ex. M-8 in full and final settlement of his claim. He has no right of reinstatement/re-employment with the management. The settlement is Ex. M-1.

In view of this settlement the award is given that the dispute has been fully settled.

Dated, the 5th December, 1985.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.

Endst. No. 3704, dated the 17th December, 1985.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under Section 15 of the Industrial Disputes Act, 1947.

R. N. SINGAL,
Presiding Officer,
Labour Court, Faridabad.